

THURSDAY, MARCH 9, 2000

SIXTY-FIRST LEGISLATIVE DAY

The House met at 9:00 a.m. and was called to order by Mr. Speaker Naifeh.

The proceedings were opened with prayer by Reverend Doug Norfleet, Madison Street United Methodist Church, Clarksville, Tennessee.

Representative McMillan led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present 95

Representatives present were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 95.

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under **Rule No. 20**:

Representative Cole (Carter); personal reasons.

Representative Hassell; personal reasons.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Resolution No. 146: Rep(s). Brooks, J. DeBerry, U. Jones, Hargett, Cooper, Kent, Chumney, Bowers, L. DeBerry, Turner (Shelby), Todd, Pleasant, Towns, Scroggs, Miller, McDaniel, Cole (Dyer) and Naifeh as prime sponsor(s).

House Joint Resolution No. 511: Rep(s). Godsey as prime sponsor(s).

House Bill No. 3003: Rep(s). Walley, Beavers and Hood as prime sponsor(s).

House Bill No. 3031: Rep(s). Buttry as prime sponsor(s).

House Bill No. 3221: Rep(s). Bowers, Brooks and Turner (Hamilton) as prime sponsor(s).

MESSAGE FROM THE GOVERNOR

March 7, 2000

MR. SPEAKER: I am directed by the Governor to return herewith: House Joint Resolution(s) No(s). 478, 479, 480, 483, 484, 485, 486, 491 and 501, with his approval.

MICHELLE LONG, Counsel to the Governor.

MESSAGE FROM THE SENATE

March 7, 2000

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 2011, 2018, 2086, 2100, 2252, 2631, 2637, 2744; also, Senate Joint Resolution(s) No(s). 549, 617, 618, 621, 622, 623, 626, 627, 631, 632, 633, 635, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661 and 662 for the signature of the Speaker.

RUSSELL HUMPHREY, Acting Chief Clerk.

SIGNED

March 7, 2000

The Speaker signed the following: Senate Bill(s) No(s). 2011, 2018, 2086, 2100, 2252, 2631, 2637, 2744; also, Senate Joint Resolution(s) No(s). 549, 617, 618, 621, 622, 623, 626, 627, 631, 632, 633, 635, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661 and 662.

ENROLLED BILLS

March 7, 2000

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolution(s) No(s). 143; and find same correctly enrolled and ready for the signature of the Speaker.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

SIGNED
March 7, 2000

The Speaker signed the following: House Resolution(s) No(s). 143.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

INTRODUCTION OF RESOLUTIONS

On motion, pursuant to **Rule No. 17**, the resolution(s) listed was/were introduced and referred to the appropriate Committee:

***House Resolution No. 147** -- Memorials, Government Officials - Urges local education agencies to develop and offer elective capstone class to summarize and provide review of family life education program for enrolled students and parents or guardians, if 50 percent or more of such parents or guardians agree to attend such class; urges state board of education to include policies and procedures for capstone class as part of prototype family life education program. by *Miller L.

House Education Committee

***House Joint Resolution No. 516** -- General Assembly, Studies - Creates special joint committee to study child abandonment. by *McAfee.

House Children and Family Affairs Committee

***House Joint Resolution No. 518** -- Memorials, Government Officials - Urges governor and certain state health departments to make women's health priority in Tennessee. by *Chumney, *Jones, S., *DeBerry L., *Langster, *Armstrong, *Bowers, *McMillan.

House Health and Human Resources Committee

House Joint Resolution No. 519 -- Naming and Designating - "Sequatchie Valley Veteran's Memorial Armory," Dunlap. by *Rhinehart.

House Calendar and Rules Committee

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolution(s) was/were introduced and placed on the Consent Calendar for March 13, 2000:

House Resolution No. 148 -- Memorials, Personal Achievement - Lindsey Rogers, Wrangler High School All Star Rodeo Team. by *Todd.

House Joint Resolution No. 513 -- Memorials, Professional Achievement - Susan D. Gratz, Teacher of the Year, Hamblen County. by *Ford S.

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House Joint Resolution No. 514 -- Memorials, Professional Achievement - Dana Reed, Teacher of the Year, Grades 5-8. by *Ford S.

House Joint Resolution No. 515 -- Memorials, Professional Achievement - Barbara Mc Camey, Teacher of the Year, Hamblen County. by *Ford S.

House Joint Resolution No. 520 -- Memorials, Public Service - Melba Moore. by *Miller L.

House Joint Resolution No. 521 -- Memorials, Academic Achievement - Phi Theta Kappa All-Tennessee Academic Team 2000. by *Newton.

House Joint Resolution No. 523 -- Memorials, Recognition - Marnie Cotton and Young Scholars' Institute. by *Williams (Williamson).

INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

House Bill No. 3289 -- Parrottsville - Subject to local approval, rewrites charter. Amends Chapter 322 of the Private Acts of 1949; as amended. by *Davis (Cocke).

House Bill No. 3293 -- Bells - Subject to local approval, extends regular term of office for mayor and aldermen from two to four years. Amends Chapter 80 of the Private Acts of 1993. by *Cole (Dyer).

House Bill No. 3294 -- Ridgeside - Subject to local approval, revises maximum tax rate. Amends Chapter 615 of the Private Acts of 1931; as amended. by *Turner (Hamilton).

HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

House Bill No. 3288 -- Gallatin -- Local Bill Held on House Desk

House Bill No. 3290 -- Fayette County -- Local Bill Held on House Desk

House Bill No. 3291 -- Gordonsville -- Local Bill Held on House Desk

REPORTS FROM STANDING COMMITTEES

The committees that met on **March 7, 2000**, reported the following:

COMMITTEE ON CALENDAR AND RULES

The Calendar and Rules Committee met and set the following bill(s) on the **Regular Calendar** for **March 9, 2000**: House Bill(s) No(s). 200, 3031, 2484, 2981, 2353, 3003, 2403, 2883, 3247, 2457, 2787 and 3221.

The Committee also set the following bill(s) on the **Regular Calendar** for **March 16, 2000**: House Bill(s) No(s). 2104.

The Committee further reports that it set the following bill(s) and/or resolution(s) on the **Consent Calendar** for **March 13, 2000**: House Bill(s) No(s). 2749, 2181, 3007, 2797, 2572, 3021, 3042, 3006 and House Joint Resolution(s) No(s). 438.

AGRICULTURE

The Agriculture Committee recommended for passage: House Bill(s) No(s). 3012, also House Bill(s) No(s). 2213 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

CHILDREN AND FAMILY AFFAIRS

The Committee on Children and Family Affairs recommended for passage: House Bill(s) No(s). 3014. Under the rules, each was transmitted to the Calendar and Rules Committee.

COMMERCE

The Commerce Committee recommends for passage: House Bill(s) No(s). 2983 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 2968, 3082; also House Bill(s) No(s). 1237, 2460, 3018 and 2556 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

CONSERVATION AND ENVIRONMENT

The Conservation and Environment Committee recommended that the following be referred to the Finance, Ways and Means Committee: Senate Joint Resolution(s) No(s). 255 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

CONSUMER AND EMPLOYEE AFFAIRS

The Consumer and Employee Affairs Committee recommended for passage: House Bill(s) No(s). 2121, 2115, also House Bill(s) No(s). 2116 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

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It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 3038; also House Bill(s) No(s). 3039 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

EDUCATION

The Education Committee recommended for passage: House Bill(s) No(s). 2180 and 3022. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 2738 and 2773 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

FINANCE, WAYS AND MEANS

The Finance, Ways and Means Committee recommended for passage: House Bill(s) No(s). 3064. Under the rules, each was transmitted to the Calendar and Rules Committee.

GOVERNMENT OPERATIONS

The Government Operations Committee recommended for passage: House Bill(s) No(s). 2063, 2076, 2429, also House Bill(s) No(s). 387 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

The Committee also recommends that House Bill(s) No(s). 2591 with amendments be transmitted to the Children and Family Affairs Committee, House Bill(s) No(s). 3244 be transmitted to the Commerce Committee, House Bill(s) No(s). 3098, also House Bill(s) No(s). 3002 with amendments be transmitted to the Conservation and Environment Committee, House Bill(s) No(s). 3035 and 3029 with amendments be transmitted to the Health and Human Resources Committee, and House Bill(s) No(s). 3229 be transmitted to the Judiciary Committee.

HEALTH AND HUMAN RESOURCES

The Health and Human Resources Committee recommended for passage: House Bill(s) No(s). 3033, 2717, also House Bill(s) No(s). 3032, 2461, 2947 and 691 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 3004 and 2388 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

STATE AND LOCAL GOVERNMENT

The State and Local Government Committee recommended for passage: House Bill(s) No(s). 2839, 2840, 1932, 3227, 2988, 2735, also House Bill(s) No(s). 2311, 2456, 872, 2720, 3251 and 3143 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

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It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 1967, House Joint Resolution(s) No(s). 422; also House Bill(s) No(s). 2716, 2122 and 3252 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

REPORTS FROM STANDING COMMITTEES

The committees that met on **March 8, 2000**, reported the following:

JUDICIARY

The Judiciary Committee recommended for passage: House Bill(s) No(s). 3128, 2179, 2987, 2565, 2229, also House Bill(s) No(s). 2583, 2169 and 2350 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 2862, 3076; also House Bill(s) No(s). 2508 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

TRANSPORTATION

The Transportation Committee recommended for passage: House Bill(s) No(s). 3194, also House Bill(s) No(s). 3048 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 2759, 2212; also House Bill(s) No(s). 2890, 2542 and 2259 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

REPORTS FROM STANDING COMMITTEES

The committees that met on **March 9, 2000**, reported the following:

COMMITTEE ON CALENDAR AND RULES

The Calendar and Rules Committee met and set the following bill(s) on the **Regular Calendar for March 13, 2000**: House Bill(s) No(s). 2213, 73, 2490, 2978, 2504, 2182, 2947, 3012, 2461, 3032, 2983, 2645, 2650, 2766 and 2012.

The Committee also set the following bill(s) on the **Regular Calendar for March 23, 2000**: House Bill(s) No(s). 2311.

The Committee further reports that it set the following bill(s) and/or resolution(s) on the **Consent Calendar for March 13, 2000**: 2180, 3043, 2506, 2519, 2629, 3033 and 2723.

CAPTION BILLS REFERRED

March 8, 2000

Pursuant to **Rule No. 47**, the following Caption Bill(s), 2449, 2872 and 8 held on the Clerk's desk were referred to the following Committee(s):

House Bill No. 2449 -- Wildlife Resources Commission -- House Government Operations Committee

House Bill No. 2872 -- Boards and Commissions -- House Government Operations Committee

***House Bill No. 8** -- Ethics -- House State and Local Government Committee

CONSENT CALENDAR

House Resolution No. 144 -- Memorials, Public Service - Dianne Hall, General Assembly Legislative Nurse. by *Kent, *Cole (Carter).

House Resolution No. 145 -- Memorials, Recognition - Top Ladies of Distinction, Inc., 19th Area IV Leadership Conference. by *Bowers.

House Joint Resolution No. 510 -- Memorials, Professional Achievement - James M. Vaughn, Vice-President, Stewardship of Historic Sites, National Trust for Historic Preservation. by *West.

House Joint Resolution No. 511 -- Memorials, Professional Achievement - Steve Smith, National Grocers Association Chairman. by *Mumpower.

House Joint Resolution No. 512 -- Memorials, Death - Robert Young. by *Jones U (Shelby), *Miller L, *Pleasant, *Todd, *Kent.

OBJECTION -- CONSENT CALENDAR

Objection(s) was/were filed to the following on the Consent Calendar:

House Resolution No. 144: by Rep. Kent

Under the rules, House Resolution No. 144 was/were placed at the foot of the calendar for March 13, 2000.

Pursuant to **Rule No. 50**, Rep. Phillips moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes	96
Noes	0

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Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 96.

A motion to reconsider was tabled.

REGULAR CALENDAR

House Bill No. 1834 -- Capitol - Removes restriction that tourists must have out-of-state auto tags to avoid penalty for unauthorized parking at state capitol. Amends TCA Title 4, Chapter 8, Part 2. by *Hargrove. (*SB1514 by *Cooper)

Further consideration of House Bill No. 1834 previously considered on February 24, 2000, at which time it was reset for today's Calendar.

Rep. Hargrove moved that House Bill No. 1834 be reset for the Regular Calendar on March 16, 2000, which motion prevailed.

House Bill No. 3282 -- Polk County - Subject to local approval, revises and restates private act levying privilege tax on consumers participating in certain amusements specifically exempted from tax on admissions by general law. Amends Chapter 2 of the Private Acts of 1981. by *Newton.

Further consideration of House Bill No. 3282 previously considered on February 28, 2000 and March 2, 2000, at which time it was reset for today's Calendar.

Rep. Newton moved that **House Bill No. 3282** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	94
Noes	0

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Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Jackson, Jones S., Jones U., Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 94.

A motion to reconsider was tabled.

House Bill No. 3055 -- Election Laws - Revises certain provisions relative to election laws. Amends TCA Title 2 and Title 6, Chapter 53. by *Hargrove. (*SB3040 by *Rochelle)

Further consideration of House Bill No. 3055 previously considered on March 2, 2000, at which time it was reset for today's Calendar.

Rep. Hargrove moved that **House Bill No. 3055** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

***House Bill No. 2294** -- Teachers, Principals and School Personnel - Requires trade and industry teachers to have four years experience in field before license can be granted. Amends TCA Title 49, Chapter 5. by *Davidson, *Davis (Cocke), *Whitson, *Winningham, *Maddox, *Montgomery, *Roach, *Black. (SB2614 by *Springer)

Further consideration of House Bill No. 2294 previously considered on March 2, 2000, at which time it was reset for today's Calendar.

Rep. Davidson moved that House Bill No. 2294 be passed on third and final consideration.

Rep. Davidson moved adoption of Education Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2294 by deleting the word and figure "four (4)" in the amendatory language of Section 1 of the printed bill and substituting the word and figure "five (5)".

On motion, Education Committee Amendment No. 1 was adopted.

Rep. Davis (Cocke) moved that Amendment No. 2 be withdrawn, which motion prevailed.

Rep. Davidson moved that **House Bill No. 2294**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	94
Noes	0
Present and not voting	3

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Boyer, Briley, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 94.

Representatives present and not voting were: Bowers, Brooks, Brown -- 3.

A motion to reconsider was tabled.

House Bill No. 1242 -- Education - Authorizes local boards of education to maintain records of proceedings of board in electronic format. Amends TCA Section 49-2-301. by *Winningham, *Boyer. (*SB1322 by *Williams)

Further consideration of House Bill No. 1242 previously considered on May 26, 1999, February 2, 2000 and March 8, 2000, at which time it was reset for today's Calendar.

Rep. Winningham moved that House Bill No. 1242 be reset for the Regular Calendar on April 10, 2000, which motion prevailed.

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House Bill No. 1264 -- Education - Requires school superintendents convicted of felonies to be removed from office. Amends TCA Section 49-2-301. by *Winningham, *Boyer. (*SB1267 by *Springer)

Further consideration of House Bill No. 1264 previously considered on May 26, 1999, February 2, 2000 and March 8, 2000, at which time it was reset for today's Calendar.

Rep. Winningham moved that House Bill No. 1264 be reset for the Regular Calendar on April 10, 2000, which motion prevailed.

House Bill No. 2740 -- Highways, Roads and Bridges - Expands type of signs permitted on scenic highways to include directional signs of eight square feet or less for churches and non-profit educational institutions; signs must be located off roadway or highway right-of-way. Amends TCA Section 54-17-109. by *Montgomery, *Kerr, *Baird. (*SB2942 by *Clabough)

Further consideration of House Bill No. 2740 previously considered on March 6, 2000, at which time it was objected to on the Consent Calendar and reset for today's Regular Calendar.

Rep. Montgomery moved that House Bill No. 2740 be reset for the Regular Calendar on March 16, 2000, which motion prevailed.

House Bill No. 3286 -- Bristol - Subject to local approval, allows city council to prohibit sale of admission tickets to events located within city limits for more than face value (ticket scalping); authorizes establishment of civil penalty for violation. Amends Chapter 84 of the Private Acts of 1991; as amended. by *Mumpower, *Godsey. (SB3271 by *Ramsey)

Further consideration of House Bill No. 3286 previously considered on March 6, 2000, at which time it was objected to on the Consent Calendar and reset for today's Regular Calendar.

BILL RE-REFERRED

Rep. Hargrove moved that House Bill No. 3286 be re-referred to the House Judiciary Committee, which motion prevailed.

REGULAR CALENDAR, CONTINUED

***House Bill No. 200** -- Election Laws - Requires each municipality conducting early voting for municipal elections to pay for costs of voting sites in such municipality. Amends TCA Title 2, Chapter 6, Part 1. by *Williams (Williamson), *Wood. (SB854 by *Kurita)

On motion, House Bill No. 200 was made to conform with **Senate Bill No. 854**; the Senate Bill was substituted for the House Bill.

Rep. Williams moved that Senate Bill No. 854 be passed on third and final consideration.

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On motion, Rep. U. Jones withdrew State and Local Government Committee Amendment No. 1.

Rep. Williams moved that **Senate Bill No. 854** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 96
Noes 0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood -- 96.

A motion to reconsider was tabled.

***House Bill No. 3031** -- Children - Authorizes child fatality review team to access and subpoena all pertinent information on child fatality from private and public entities; no liability for providing requested information to team. Amends Title 68, Chapter 142. by *McDaniel. (SB3103 by *Atchley)

Rep. McDaniel moved that **House Bill No. 3031** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 97
Noes 0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

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House Bill No. 2484 -- Insurance Companies, Agents, Brokers, Policies - Limits definition of health and accident insurance unless otherwise specifically provided. Amends TCA Title 56. by *McDaniel. (*SB2876 by *Atchley)

On motion, House Bill No. 2484 was made to conform with **Senate Bill No. 2876**; the Senate Bill was substituted for the House Bill.

Rep. McDaniel moved that Senate Bill No. 2876 be passed on third and final consideration.

On motion, Rep. Rhinehart withdrew Commerce Committee Amendment No. 1.

Rep. McDaniel moved that Senate Bill No. 2876 be reset for the Regular Calendar on March 16, 2000, which motion prevailed.

House Bill No. 2981 -- Mortgages - Increases from 20 to 40 years maximum period for open-end mortgage loans. Amends TCA Section 47-28-104. by *Bunch, *Hood, *Williams (Williamson), *Townes, *Rhinehart, *Patton, *Ford S. (*SB2284 by *Kyle)

On motion, House Bill No. 2981 was made to conform with **Senate Bill No. 2284**; the Senate Bill was substituted for the House Bill.

Rep. Bunch moved that Senate Bill No. 2284 be passed on third and final consideration.

Rep. Rhinehart moved adoption of Commerce Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 2284 by deleting Section 1 of the printed bill in its entirety and by substituting instead the following:

Section 1. Tennessee Code Annotated, Section 47-28-104(a)(2), is amended by deleting the words and number "twenty (20)" and by substituting instead the words and number "thirty (30)".

On motion, Commerce Committee Amendment No. 1 was adopted.

Rep. Bunch moved that Senate Bill No. 2284 be reset for the Regular Calendar on March 16, 2000, which motion prevailed.

House Bill No. 2353 -- Utilities, Utility Districts - Authorizes municipality to acquire utility district to be operated with the other utility services of the municipal utility; establishes manner in which consolidation, merger, acquisition or transfer of franchised facilities, assets and obligations may occur. Amends TCA Section 7-82-202. by *Gunnels, *Kerr. (*SB2212 by *Miller J)

Rep. Gunnels moved that House Bill No. 2353 be passed on third and final consideration.

Rep. U. Jones moved adoption of State and Local Government Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2353 By deleting in its entirety all the language following the enacting clause, and by substituting instead the following language:

SECTION 1. Tennessee Code Annotated, Section 7-82-202(f), is amended by deleting the eighth sentence in its entirety and by substituting instead the following language:

The governing body of the municipality shall by ordinance create such advisory committee to be composed of either (1) former utility district commissioners or (2) residents and customers of the utility system so acquired. The advisory committee members shall be appointed by the governing body of the municipality in the number and for the term specified by the ordinance.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, State and Local Government Committee Amendment No. 1 was adopted.

Rep. Gunnels moved that **House Bill No. 2353**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	94
Noes	0
Present and not voting	3

Representatives voting aye were: Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 94.

Representatives present and not voting were: Armstrong, Brooks, Kernell -- 3.

A motion to reconsider was tabled.

***House Bill No. 3003** -- Recreational Areas - Includes Vine Cedar Glade as Class II-National Scientific Area. Amends TCA Section 11-14-108. by *Bone. (SB3075 by *Rochelle)

Rep. Bone moved that House Bill No. 3003 be passed on third and final consideration.

Rep. Ridgeway moved adoption of Conservation and Environment Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 3003 By adding the following additional section, appropriately designated:

Section () Tennessee Code Annotated, Section 11-14-108(b)(2) is amended by adding the following as an appropriately designated subsection:

() WILLIAM B. CLARK CONSERVATION AREA. An area of approximately four hundred twenty (420) acres located in Fayette County that supports high quality bottomland hardwood and forested wetland communities occurring along scenic meanders of the Wolf River. Located in the Coastal Plain physiographic province of west Tennessee, this site contains unaltered river channels and forested flood plains featuring high quality Bald Cypress-Water Tupelo forest communities, and provides habitat for numerous species of plants and animals in need of conservation.

On motion, Conservation and Environment Committee Amendment No. 1 was adopted.

Rep. Bone moved that **House Bill No. 3003**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 97
Noes 0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winingham, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

House Bill No. 2403 -- Cosmetology - Directs board to promulgate rules to protect employees and customers of cosmetology, manicure and skin care shops from poisonous or dangerous chemical substances and gases; prohibits use of methyl methacrylate products and other chemicals banned by food and drug administration in manner inconsistent with such ban. Amends TCA Title 62, Chapter 4, Part 1. by *Brown, *Jones U (Shelby), *Armstrong, *Tindell, *Hagood, *Williams (Williamson), *Brooks. (*SB2120 by *Harper)

Rep. Brown moved that House Bill No. 2403 be passed on third and final consideration.

Rep. Armstrong moved adoption of Health and Human Resources Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2403 by deleting from the amendatory language of Section 1(b) the words "methyl methacrylate" and by substituting instead the words "liquid methyl methacrylate".

On motion, Health and Human Resources Committee Amendment No. 1 was adopted.

Rep. Brown moved that **House Bill No. 2403**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.....	97
Noes	0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

House Bill No. 2883 -- Liens - Extends period allowed for execution of judgment lien from three to ten years. Amends TCA Section 25-5-105. by *Briley. (*SB3024 by *Ramsey)

Rep. Briley moved that House Bill No. 2883 be reset for the Regular Calendar on March 16, 2000, which motion prevailed.

House Bill No. 3247 -- Landlord and Tenant - Authorizes district attorney general to send inquiry by certified mail to property owner or landlord to determine whether property owner or landlord will evict tenant for prostitution or drug offense. Amends TCA Section 66-7-107. by *Chumney, *Bowers, *DeBerry L. (*SB2386 by *Kyle, *Burks, *Kurita)

On motion, House Bill No. 3247 was made to conform with **Senate Bill No. 2386**; the Senate Bill was substituted for the House Bill.

Rep. Chumney moved that Senate Bill No. 2386 be passed on third and final consideration.

On motion, Rep. Buck withdrew Judiciary Committee Amendment No. 1.

Rep. Chumney moved that **Senate Bill No. 2386** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 96.

A motion to reconsider was tabled.

House Bill No. 2457 -- Medical Occupations - Exempts from public records law materials and documents created during board investigation of complaints against emergency medical service personnel until such time as notice of charges are filed; requires confidentiality of investigator reports and identity of complainant, witnesses, patient and medical records until introduced in proceedings. Amends TCA Title 68, Chapter 140. by *Davis (Washington), *Patton. (*SB2656 by *Crowe)

Rep. Davis (Washington) moved that House Bill No. 2457 be passed on third and final consideration.

Rep. Buck moved adoption of Judiciary Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2457 by deleting the language "a hearing conducted by the board" from the amendatory language of subdivision (b)(1) in SECTION 1 and by substituting instead the language "an investigation by the department".

On motion, Judiciary Committee Amendment No. 1 was adopted.

Rep. Davis (Washington) moved that **House Bill No. 2457**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.....	95
Noes	0
Present and not voting	1

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargrove, Harwell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 95.

Representatives present and not voting were: Hargett -- 1.

A motion to reconsider was tabled.

***House Bill No. 2787** -- Municipal Government - Conforms eminent domain authority for municipal corporations to authority presently conferred on public utilities and public authorities by specifically conferring on municipal corporations power to condemn property of another public entity devoted to public use. Amends TCA Section 7-35-101 and Section 29-17-201. by *Westmoreland. (SB3012 by *Ramsey)

Rep. Westmoreland moved that **House Bill No. 2787** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.....	94
Noes	0
Present and not voting	2

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Buck, Bunch, Buttry, Chumney, Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 94.

Representatives present and not voting were: Brooks, Caldwell -- 2.

A motion to reconsider was tabled.

House Bill No. 3221 -- Campaigns - Prohibits candidate for public office in state election from using funds contributed to such person as candidate in federal election and from retaining or transferring such funds to campaign fund of such candidate in state election. Amends TCA Title 2, Chapter 10, Part 1. by *Odom. (*SB2562 by *Cooper, *Cohen, *Clabough, *Williams)

On motion, House Bill No. 3221 was made to conform with **Senate Bill No. 2562**; the Senate Bill was substituted for the House Bill.

Rep. Odom moved that Senate Bill No. 2562 be passed on third and final consideration.

Rep. U. Jones moved adoption of State and Local Government Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 2562 By deleting in its entirety all the language following the enacting clause, and by substituting instead the following language:

SECTION 1. Tennessee Code Annotated, Title 2, Chapter 10, Part 1, is amended by adding the following language as a new, appropriately designated section:

Section _____. Transfers of funds or assets from a candidate's campaign committee or account for a federal election to a political campaign committee of or for such candidate for public office in this state is prohibited.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, State and Local Government Committee Amendment No. 1 was adopted.

Rep. Arriola moved the previous question, which motion prevailed.

Rep. Odom moved that **Senate Bill No. 2562**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.....	81
Noes	10
Present and not voting	5

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Representatives voting aye were: Armstrong, Arriola, Baird, Bittle, Black, Bone, Briley, Brooks, Brown, Buck, Buttry, Caldwell, Chumney, Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Goins, Gunnels, Hargett, Hargrove, Harwell, Head, Hood, Jackson, Jones S., Jones U., Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Scroggs, Sharp, Stulce, Tidwell, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Mr. Speaker Naifeh -- 81.

Representatives voting no were: Beavers, Boyer, Bunch, Davis (Cocke), Hagood, Kent, Mumpower, Sargent, Todd, Wood -- 10.

Representatives present and not voting were: Godsey, Kernell, Pleasant, Tindell, Towns -- 5.

A motion to reconsider was tabled.

MESSAGE CALENDAR

HOUSE ACTION ON SENATE AMENDMENTS

***House Bill No. 1444** -- Tennessee Bureau of Investigation - Exempts information and records involving Class B and Class C misdemeanors from TBI's expunged criminal offender and pretrial diversion database. Amends TCA Title 38, Chapter 6 and Title 40. by *Buck, *Towns. (SB1726 by *Burchett)

Senate Amendment No. 2

AMEND House Bill No. 1444 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

SECTION ____ Tennessee Code Annotated, Section 40-38-103(a)(2), is amended by adding the following sentence at the end of the subsection:

This subsection implements a victim's "right to be heard, when relevant, at all critical stages of the criminal justice process as defined by the general assembly" under Article I, Section 24 of the Tennessee Constitution in that the term "all critical stages of the criminal justice process" includes: (1) parole hearings, both granting and revoking parole; and (2) sentencing hearings as set forth in this subsection.

Rep. Buck moved that the House nonconcur in Senate Amendment(s) No(s). 2 to **House Bill No. 1444**, which motion prevailed.

HOUSE ACTION ON SENATE AMENDMENTS

House Bill No. 2997 – Wartrace - Subject to local approval, rewrites charter Amends Chapter 214 of the Acts of 1903; as amended. by *Phillips. (SB3127 by *Womack)

Further consideration of House Bill No. 2997 previously considered on March 6, 2000, at which time it was reset for today's Message Calendar.

Senate Amendment No. 1

AMEND House Bill No. 2997 by adding the following language to the end of subsection (11) of SECTION 7:

provided, however, that with regard to telecommunications systems, such powers must be exercised pursuant to and in compliance with the general laws of the State of Tennessee, including without limitation T.C.A. § 7-34-104 and Title 7, Chapter 52, Part 4 of the Tennessee Code Annotated as amended;

AND FURTHER AMEND by adding the following language to the end of subsection (12) of SECTION 7:

provided, however, that with regard to telecommunications services and telecommunications services providers, this paragraph shall confer no more and no less power than is conferred by the general law of the State of Tennessee;

AND FURTHER AMEND by adding the following language to the end of subsection (13) of SECTION 7:

provided, however, that with regard to telecommunications services and telecommunications services providers, this paragraph shall confer no more and no less power than is conferred by the general law of the State of Tennessee;

AND FURTHER AMEND by adding the following language to the end of subsection (14) of SECTION 7:

provided, however, that with regard to telecommunications services and telecommunications services providers, this paragraph shall confer no more and no less power than is conferred by the general law of the State of Tennessee;

Rep. Phillips moved that the House concur in Senate Amendment(s) No(s). 1 to **House Bill No. 2997**, which motion prevailed by the following vote:

Ayes.....	95
Noes	0

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Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 95.

A motion to reconsider was tabled.

UNFINISHED BUSINESS

BILLS WITHDRAWN

On motion of Rep. Boyer, **House Bill No. 1677** was withdrawn from the House.

On motion of Rep. Boyer, **House Bill No. 501** was recalled from the Judiciary Committee and withdrawn from the House.

On motion of Rep. Boyer, **House Bill No. 1498** was recalled from the Judiciary Committee and withdrawn from the House.

RULES SUSPENDED

Rep. Walley moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 517 out of order, which motion prevailed.

House Joint Resolution No. 517 -- Memorials, Sports - Covington High School Football Team, 1999 TSSAA state playoff semifinalists. by *Naifeh, *Walley.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Walley, the resolution was adopted.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. Boyer moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 522 out of order, which motion prevailed.

House Joint Resolution No. 522 -- Memorials, Public Service - Gibbs Ruritan Club. by *Boyer.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Boyer, the resolution was adopted.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. Kernell moved that the rules be suspended for the purpose of introducing House Resolution No. 146 out of order, which motion prevailed.

House Resolution No. 146 -- Memorials, Recognition - Dr. V. Lane Rawlins, President, University of Memphis. by *Kernell, *Bowers, *Cooper B, *Todd, *Kent, *Towns, *Scroggs, *McDaniel, *Cole (Dyer), *Naifeh, *Miller L, *Pleasant, *Turner (Shelby), *Chumney, *Hargett, *Jones U (Shelby), *DeBerry J, *Brooks, *DeBerry L.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Kernell, the resolution was adopted.

A motion to reconsider was tabled.

ANNOUNCEMENTS

SPEAKER'S REMARKS

As you all are aware, there has been a great deal of attention given recently to the safety and structure of some of the day care facilities in the State. I should note—right away—that many day care centers in Tennessee are properly run and carefully attend to the children in their facilities. In the past year, however, we have seen several incidents where children have died or been placed in unsafe situations. We, as legislators, have a responsibility to make sure that the standards are in place to protect and care for our children. We have a responsibility to make sure that the resources we provide these centers are spent in ways that provide our children with appropriate care and services. We owe our children nothing less. And we should demand nothing less of ourselves.

We have several legislators, including Representatives Chumney and Walley, working on a series of bills right now that are designed to deal with the current day care situation. I would like to see this chamber get the opportunity to consider such legislation. In order to expedite this process, I am asking Speaker Pro Tempore Lois DeBerry to be in charge of working with the proper parties with the hope of putting together a responsible package of legislation that can be brought before this chamber on day cares. And I ask her to begin that process immediately.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Joint Resolution No. 489: Rep(s). Kent, Buck, Scroggs, Pinion, Hood, Winningham, Curtiss and Hargrove as prime sponsor(s).

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House Bill No. 729: Rep(s). Odom as prime sponsor(s).

House Bill No. 1697: Rep(s). Hargett as prime sponsor(s).

House Bill No. 2146: Rep(s). McMillan as prime sponsor(s).

House Bill No. 2180: Rep(s). Cooper as prime sponsor(s).

House Bill No. 2583: Rep(s). Hargett as prime sponsor(s).

House Bill No. 2600: Rep(s). Odom, S. Jones, Ferguson, Hagood, Caldwell, Eckles, West, Arriola, Bone, Briley and Harwell as prime sponsor(s).

House Bill No. 2689: Rep(s). Hargett as prime sponsor(s).

House Bill No. 2690: Rep(s). Hargett as prime sponsor(s).

House Bill No. 2691: Rep(s). Hargett as prime sponsor(s).

House Bill No. 2693: Rep(s). Hargett as prime sponsor(s).

House Bill No. 2696: Rep(s). Hargett as prime sponsor(s).

House Bill No. 2697: Rep(s). Hargett as prime sponsor(s).

House Bill No. 2699: Rep(s). Hargett as prime sponsor(s).

House Bill No. 2716: Rep(s). Langster as prime sponsor(s).

House Bill No. 2726: Rep(s). Hargett as prime sponsor(s).

House Bill No. 2846: Rep(s). White, Jackson and Fraley as prime sponsor(s).

House Bill No. 2992: Rep(s). Hargett as prime sponsor(s).

House Bill No. 3004: Rep(s). Hood, Maddox, L. DeBerry, Armstrong, Odom, Caldwell, Ferguson, S. Jones, Hargett, Turner (Hamilton), Pruitt, Arriola, Black, Montgomery and Davis (Washington) as prime sponsor(s).

House Bill No. 3006: Rep(s). Hargett as prime sponsor(s).

House Bill No. 3007: Rep(s). Hargett as prime sponsor(s).

House Bill No. 3168: Rep(s). Hood as prime sponsor(s).

ENROLLED BILLS

March 9, 2000

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolution(s) No(s). 145 and 146; and find same correctly enrolled and ready for the signature of the Speaker.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

SIGNED

March 9, 2000

The Speaker signed the following: House Resolution(s) No(s). 145 and 146.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

March 9, 2000

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 854 and 2386; for the signature of the Speaker.

RUSSELL HUMPHREY, Acting Chief Clerk.

SIGNED

March 9, 2000

The Speaker signed the following: Senate Bill(s) No(s). 854 and 2386.

ENROLLED BILLS

March 9, 2000

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolution(s) No(s). 129, 130, 131 and 132; and find same correctly enrolled and ready for the signature of the Speaker.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

SIGNED

March 9, 2000

The Speaker signed the following: House Resolution(s) No(s). 129, 130, 131 and 132.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

ENGROSSED BILLS

March 9, 2000

The following bills have been examined, engrossed, and are ready for transmission to the Senate: House Bill(s) No(s). 2294, 2353, 2403, 2457, 2787, 3003, 3031, 3055, 3282, also, House Joint Resolution(s) No(s) 510, 511, 512, 517 and 522.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

CONSENT CALENDAR

March 9, 2000

The following local bills have been placed on the Consent Calendar for **March 13, 2000**: House Bill No. 3288 and 3291.

ROLL CALL

The roll call was taken with the following results:

Present 97

Representatives present were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

RECESS MOTION

On motion of Rep. Hargrove, the House stood in recess until 5:00 p.m., Monday, March 13, 2000.